

AMENDMENT UNDER 37 C.F.R. § 1.111
U.S. Application No. 10/645,797

REMARKS

The present invention relates to an ink set comprising a plurality of inks different in hues wherein the plurality of inks contains a black ink containing a particular coloring agent.

In the Office Action of April 20, 2005, claim 13 was objected to with respect to an unnecessary parentheses. Claims 1 and 3-16 were rejected under 35 U.S.C. § 112, first paragraph, based on the Examiner's analysis that claim 1 was not enabled, but suggestion that claim 1 would be enabled by the incorporation of claim 3 into claim 1. Claims 15 and 16 were rejected under 35 U.S.C. § 112, second paragraph with respect to the term "using". Lastly, claims 1-9 were provisionally rejected for obviousness-type double patenting based on co-pending Application Nos. 10/809,550 and 10/808,464, and claims 1-9 and 16 were provisionally rejected for obviousness-type double patenting based on co-pending Application No. 10/806,453.

In response, claim 13 has been amended to overcome objection, by deleting the parentheses.

The rejection under 35 U.S.C. § 112, first paragraph, has been obviated by the incorporation of claim 3 into claim 1. Claim 3 has accordingly been canceled.

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The rejection under 35 U.S.C. § 112, second paragraph has been obviated by the amendment of claims 15 and 16, in which the term “using” has been deleted.

Lastly, a Terminal Disclaimer is submitted herewith with respect to the obviousness-type double patenting rejections based on co-pending Application Nos. 10/809,550, 10/808,464, and 10/806,453.

Applicants respectfully submit that, based on the amendments to the claims and the accompanying Terminal Disclaimer, that all of remaining claims 1, 2, and 4-16 are now in condition for immediate allowance.

Early favorable action is earnestly solicited.

If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned attorney at the local Washington, D.C. telephone number listed below.

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



Joseph J. Ruch, Jr.
Registration No. 26,577

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE
23373
CUSTOMER NUMBER

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